

Two Men Unleash Four-Hour Reign Of Terror

'Clockwork Orange' Gang Hits Adrian

ADRIAN, Mich. (AP) — In the movie "A Clockwork Orange" gangs of teenaged "droogs" roamed by night pillaging and killing in quest of the transcendental thrills of "ultraviolence." In rural Adrian, Friday, two young men set out on what may have been a similar quest.

"If you had the knife marks I've got, you'd be scared too," said Donna Foley, 45, of Adrian, fearfully recounting her meeting with the two men who, for no apparent reason, beat,

knifed, kidnaped and assaulted her and her son.

In "Clockwork's" futuristic world "droogs" used senseless mayhem and rapine to enliven their prosaic, mechanical existence.

Police said Friday they were still seeking the two who victimized several persons in addition to Mrs. Foley and her son, Dwight, 15.

Adrian police and Lenawee County sheriff's deputies

reported the two mystery men went on a spree of door-smashing, house break-ins, and assaults early Friday.

In four hours, they broke into four homes, stole two cars, abducted Mrs. Foley and her son and beat or threatened the lives of eight persons, police reported, but they did not appear to be seeking money.

"They might have been on narcotics, but we don't have a motive," Lenawee County Undersheriff Arthur R. Kerr said.

Both stolen cars have been recovered and authorities theorized the pair are in the Adrian area.

It began shortly after 2 a.m. when two men, both about 19 or 20, approached the home of Jackie Blaker in Adrian, asking for a drink of water, then to use the bathroom.

The woman refused. The two forced their way in and one of

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Justice Rips Decision By High Court

*It Fell 'Out Of Its Tree,'
Brennan Declares*

By STEVE McQUOWN
Paw Paw Bureau

PAW PAW — The Michigan Supreme court "... has fallen out of its tree," says Associate Justice Thomas E. Brennan.

Justice Brennan made the statement in a minority opinion

on a case in which a majority of the court reversed a conviction of a Decatur man for breaking and entering. The case was returned to Van Buren Circuit court for retrial.

Ben Harold Teague, 38, of Decatur, had pleaded guilty in Nov. 1968 to a charge of breaking and entering.

The Supreme court, earlier this month, concluded that Teague had not been informed of all his rights when he pleaded guilty to the crime. He later was sentenced to a term of from seven to 10 years in prison.

Justice Brennan wrote: "... The transcript of the guilty plea is appended in its entirety. It shows that Mr. Teague was guilty. It shows that Mr. Teague pled guilty knowingly and voluntarily."

"It shows that this court, in striking down the plea of guilty, has fallen out of its tree."

The Teague case is one of nine guilty pleas that have been reversed by the supreme court or the court of appeals and sent back to Van Buren circuit court for retrial.

Van Buren Prosecutor



JUSTICE BRENNAN
Writes Minority Opinion

Hanoi Envoy Ready For Secret Talks

*Tho Says Kissinger Must
Have 'Something New'*

Williams Buhl said the reversals concern court procedure at the time guilty pleas are accepted. As an example, he said, a reversal might hinge on the question whether or not a defendant was advised he has the right to remain silent and not plead either guilty or innocent.

Other cases in which guilty pleas have been reversed and

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PARIS (AP) — Hanoi Politburo member Le Duc Tho returned to Paris today and said he is prepared to hold new secret talks with DR. Henry Kissinger if Kissinger has "something new" to discuss.

Tho, returning from Hanoi by way of Peking and Moscow after an absence of about two months, spoke briefly with newsmen at Le Bourget Airport.

Tho has held a series of private talks with Kissinger in the past. He was asked if he is ready to meet with President Nixon's national security advisor again.

He replied: "If Mr. Kissinger has something new to say and shows an interest in seeing me, I am ready to see him to discuss a correct solution to the Vietnam problem."

Pressed by newsmen as to whether there have been any developments on the Vietnam question, Tho told them to "wait several days."

Tho said he had no other statements to make beyond what was said earlier this week by Nuan Thuy, head of the North Vietnamese delegation

to the peace talks. Thuy has reiterated that the Communist seven-point plan is the "correct basis" for settlement of the conflict. The plan calls for the United States to announce a total troop withdrawal date, the immediate resignation of South Vietnamese President Nguyen Van Thieu and the setting up of a coalition government in Saigon.

The semipublic plenary sessions of the Vietnam peace talks resumed Thursday after a 10-week break and will continue next Thursday. The Communists have always insisted that the plenary sessions must go on before any secret talks can be held. Tho and Kissinger met for the last time May 2 in Paris, with no apparent results.

Storms Hit Two Counties

Lightning squalls in Berrien and Cass counties last night injured one person, felled utility lines, snapped trees and limbs, and caused an estimated \$5,000 damage on a rental vehicle lot.

A Cass county man was burned by fallen wires near his Cable Lake home and hospitalized, the storm's only reported casualty although weather may have been a factor several car accidents.

In good condition this morning in Lee Memorial hospital, Dowagiac, with burns to his arms was James Tosseng, 19, of route 6, Cable Lake.

In Berrien county, most damage was concentrated along a line from Sawyer to Buchanan, with Stevensville also reporting damage.

Gary Boehm, of Gary's Rentals, on Red Arrow highway at I-94, estimated \$5,000 of damage to his stock this morning. He said a rack of four pick-up truck "caps" twisted four-by-four wooden post anchor in two and blew it 200 feet away. The caps were completely destroyed, Boehm said.

Boehm also reported a pop-up camping trailer flipped upside down by the wind and was extensively damaged.

A falling limb in Stevensville knocked out electrical power east of the village along John Beers road for about an hour and a half, according to John Banyon of Indiana and

(See back page, sec. 1, col. 4)

Lake Temperature

The temperature of Lake Michigan at the shoreline today is 72 degrees.

Golf at Paw Paw Lk. G.C. Adv.



NEW DIRECTIONS: President Nixon reenters his residence in San Clemente Friday as former Secretary of the Treasury John B. Connally strides off to meet newsmen on the President's lawn. Connally, who met with the President for several hours said that Nixon would announce new assignments for him in the near future. (AP Wirephoto)

Connally Will Not Support McGovern

SAN CLEMENTE, Calif. (AP) — Former Treasury Secretary John B. Connally, a Democrat and close ally of President Nixon, has fired a verbal barrage in what promises to be a continuing White House campaign assault on Sen. George McGovern, the Democratic presidential nominee.

Although President Nixon has said he will avoid public involvement in politics until after next month's Republican convention, he let Connally use the front lawn of his oceanside mansion at the Western White House on Friday to take round-house swings at McGovern before movie cameras and microphones.

Identifying himself as a life-long Democrat who never bolted the party ticket, Connally said he will not support McGovern but rather will try to rally Democrats behind Nixon's re-election campaign.

Connally, until recently Nixon's Treasury secretary, took aim at McGovern's pledge in his acceptance speech Thursday after winning the presidential nomination to bring home all American troops and war prisoners from Southeast Asia within 90 days after his inauguration if elected.

"Obviously," said Connally, "a president of the United States has no capacity, no power to bring home prisoners of war in the hands of the North Vietnamese."

"It is an unfair statement, and it is a statement that, frankly, sabotages the efforts of this administration and of the peace negotiators in Paris to try to bring the war to an end."

Connally came here to report to Nixon on a 35-day trip around the world undertaken at the President's request.

Asked about continuing speculation that Nixon might tag him to replace Vice President Spiro T. Agnew on the GOP ticket, Connally said he doesn't want the job and doesn't expect it will be offered.

Minister Fights Sin With Karate

BROWNSVILLE, Ky. (AP) — The Rev. Mike Crain, who says he can shatter a 300-pound block of ice with his hand, recommends karate as a help in warding off sin.

"Karate is something you really have to work at if you want to do it well. Likewise, you have to make a real effort if you want to be a good Christian," said the Rev. Mr. Crain, who organized a week-long Judo and Karate for Christ Camp, which ended here Friday.

The camp attracted nearly 140 participants, including beginners and karate and judo veterans from nearly 20 states, he said.

AUCTION — Antiques & Collector's Items, Sun., July 16 at 1 p.m. Auct. Jerry Arend, Bridgman, Mi. Community Auct. Bldg., E. Lake St. Adv.

PHONEGRAMS are fun to play and may win you valuable prizes. Today's game appears on page 10. Adv.

Officials Give In To Bobby

REYKJAVIK, Iceland (AP) — Organizers of the world chess championship have made a new concession to Bobby Fischer, but the competition still appears to be on the brink of collapse.

Gudmundur Thorarinsson, president of the Icelandic Chess Federation, said late Friday the hidden film cameras would be removed from the Reykjavik sports hall as demanded by the U.S. challenger.

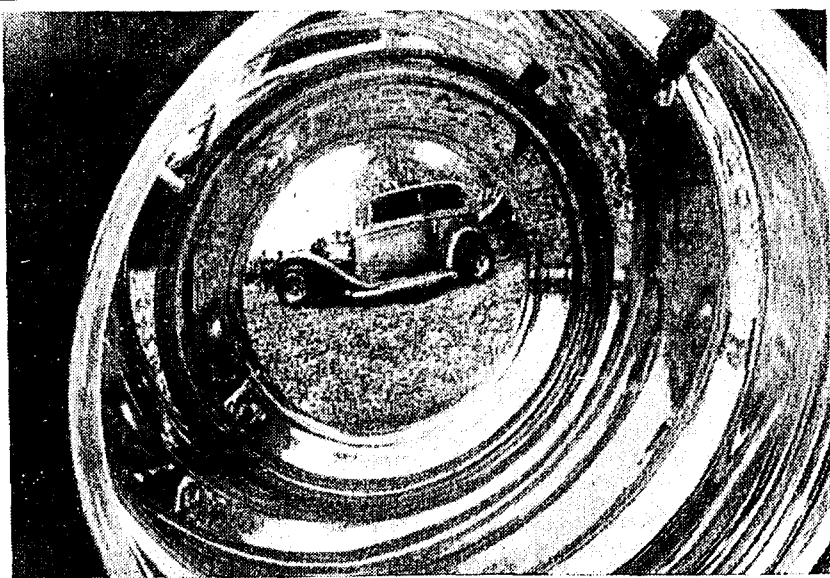
But Thorarinsson also said the ruling would stand that Fischer forfeited Thursday's second game to Russian defender Boris Spassky by refusing to appear because of the cameras.

The third game is scheduled for Sunday afternoon. Fischer announced he would play only if the cameras were removed and if the forfeit were erased and the Sunday game was considered the second.

With the loss of Tuesday's opener, Fischer trails 0-2 in the 24-game competition. Spassky needs 10 more points to retain his world title, Fischer 12½ to take it. A win counts one point, a draw half a point.

A four-member international committee presiding over the championship voted 3 to 1 Friday to reject Fischer's appeal of the referee's decision that the American had forfeited the second match.

PHONEGRAMS are fun to play and may win you valuable prizes. Today's game appears on page 10. Adv.



HOT ROD TIME: A 1932 Ford owned by James Francis of Canton, Ill., is reflected in wheelcover of another car at the third annual Hot Rod Magazine Street Rod Nationals, which has brought over 2,000 drivers from 48 states and Canada to the Michigan State Fairground at Detroit (AP Wirephoto)

Man Sentenced For His Role In Fatal New Buffalo Brawl

A 24-year-old Michigan City man Friday was sentenced to 360 days in jail plus fine and costs of \$1,200 for aggravated assault May 21 during a brawl in which a young man was killed at New Buffalo.

Judge Paul Pollard imposed the sentence on William J. Hall who was charged with breaking the nose of Kenneth H. Behrendt in the fight. Hall's brother, Robert W., 23, is charged with second degree murder in the stabbing death

of John Blank III, 18, son of a prominent northern Indiana contractor, who was slain outside a tavern.

Robert Hall was bound over to Circuit court two weeks ago to stand trial on the murder charge. He also has been charged with assault with a dangerous weapon.

Another man, Paul Pippin, 24, of 116 West Smith street, New Buffalo, has been charged with assault with a dangerous weapon as a result of the brawl.

THE HERALD-PRESS

Editorial Page

W. J. Banyon, Editor and Publisher
Bert Lindenfeld, Managing Editor

Eagleton Shrewd Choice To Help Heal The Wounds

Sen. George McGovern appealed to youth, women's libbers and blacks in winning the Democratic nomination for President. In so doing, he left many ruffled feathers among the centrist and conservative members of the Democratic party—to say nothing of entrenched Old Guards among the nation's unions and political machines. He's got to smooth the feathers if he wants to win in November. He made a shrewd start with the selection of U.S. Sen. Thomas F. Eagleton as his vice-presidential running mate.

Not even CBS' ubiquitous Walter Cronkite knew who Eagleton was when word came Friday afternoon that the Missouri senator was McGovern's choice. Cronkite kept calling him "Eggleston." But don't let Eagleton's relative obscurity fool anyone. He is a personable young man with all the tools to make his name a favorable household word by November. The searching spotlight of an intensive campaign may turn up hitherto unseen flaws, but his performance and record—so far as now known—are impressive indeed.

His voting record makes him a friend to blacks, union bosses and women's libbers. Yet he stands in so well with organization Democrats that he's already said he thinks he can bring Chicago's recalcitrant Mayor Richard Daley into the McGovern fold.

His liberalism probably is not as offensive to rightists as it might be, because he's Catholic. His chic wife and two attractive youngsters round out a happy family picture.

TV exposure Friday indicated the best part of Eagleton is Eagleton himself—his own person. He put on a performance that explains why, at 31, he became the youngest Attorney General in Missouri's history.

He's handsome, articulate but not wordy, possessed of a quick sense of humor that's pleasant, not mean. In fact, Eagleton's introduction to the Democratic National Convention left one delegate wondering out loud on network TV "if maybe we ought to reverse the ticket and

put Eagleton on top."

Right after that, Joe Garagiola—the hitless Big League catcher turned TV interviewer and pitch man—shoved an NBC microphone into Eagleton's face. And it turned out, as they clutched each other to their bosoms, that Tom and Joe are old buddies who grew up together in St. Louis. Garagiola's friendship may mean Eagleton will benefit from unique special interests: foot powder sellers, money lenders and baseball has-beens or never-weres.

However much support Eagleton has, McGovern can use—first to patch up the divisively bitter quarrels with the Wallace and Old Guard factions of his own party, and second to convince a majority of voters in November that he's not a latter-day Pied Piper leading a band of kids and radicals into the Land of Nowhere.

If the Presidential election were held today, President Nixon would win a near landslide according to most recent polls. McGovern's on the outs with crusty George Meany, intransigent George Wallace, and even millions of rank-and-file blue collar workers. It's well nigh impossible for a Democrat to win under such circumstances.

But the election isn't today; it's three and a half months from now. The Democrats traditionally heal old wounds on election day; McGovern's proved—by his manipulation of the convention—that he's a master strategist; and in the person of Eagleton, he's picked up a campaigner who promises to present an appealing mid-America image.

Radicals among his own supporters may prevent McGovern from taking the centrist role he needs to win; Big Labor and the Old Guard may have suffered wounds too deep to heal. It'll take a month or more to see how things are shaping up. Meanwhile, Republicans had better be preparing the troops for a tough battle.

If McGovern can manipulate Shirley McLaine and Gloria Steinem, and if Eagleton can pacify the George's—Meany and Wallace, this year's Potomac Derby isn't going to be any cake walk.

It's About 50-50 Chance They'll Get Divorced

Data recently made available by the National Center For Health Statistics (NCHS) indicate that "Marriage on the Rocks" has a lot more meaning today than merely the title of an old Doris Day flick.

The NCHS, a branch of the Department of Health, Education and Welfare, says that the national divorce-marriage ratio has reached an all-time high of 455 divorces per 1,000 marriages. In 14 states the ratio is already above 500 divorces per 1,000 marriages.

Put another way, this discouraging statistic means that in nearly a third of the United States more than half of those entering holy matrimony will eventually be making their way out again.

At this point, an aside is in order. Michigan folks stay married better than most. The divorce to marriage ratio in Michigan the first four months of this year was a relatively low 280 to 1,000. But nationwide, the situation is discouraging for young lovers.

What young married would pause to consider the chances of staying married are only about as good as winning at the Las Vegas crap tables—less than even money. Yet this is exactly the case.

The national ratio of 455 is up from 428 last year, according to government statistics for the first four months of 1972. The report covers 43 of the 50 states and

the District of Columbia. Data from the remaining seven states—including Nevada which might raise statistics even more—were not available.

A numerical breakdown of break ups for the first four months of 1972 goes like this: 528,117 were married and 240,409 were divorced. From the same period of the previous year marriage increased by 16,684 while divorces rose by 21,344. In a state to state picture, young lovebirds get a picture of marriage that is even grimmer. Montana had a divorce-marriage ratio of 803 and had the dubious honor of leading the nation in marital splits. Oregon with 768 held second place, but California's ratio of 755 has a far greater impact on the national statistics. In the Golden State more than three divorces are granted for every four couples married.

California's liberal "no fault" divorce law has been cited as the main reason for the large number of divorces. The law recognizes "irreconcilable differences" as grounds for divorce. If this is true, then as more states liberalize divorce laws the proportion of divorces will continue to rise.

Michigan has had a "no fault" divorce law similar to California's, but not identical, since the first of this year. Possibly this state's divorce ratio can now be expected to rise. But one suspects that law is not nearly as important in keeping people together as what happened to the people in home and church before they got married.

Or Rain Or Shine

The Weather Bureau, or whatever it is called now, will continue its policy of eagerness. It will continue to call the odds on the weather instead of flatly predicting it, as it did in a less sophisticated era.

This enables the weatherman to say, for example, there's a 50 percent chance of rain and, no matter what happens, he'll be at least half right. The weatherman is always blamed anyway, whether showers spoil a picnic or drought ruins the vegetable garden. It shouldn't be regarded as strange that he has no desire to climb back on the limb.

He'll continue to plunge only on sure things, such as arrival of summer on June 21.

'And They Used To Be The Noisiest Neighbors On The Block!'



GLANCING BACKWARDS

ST. JOE LEGION SWEEP CONNIE MACKS — 1 Year Ago —

The St. Joseph American Legion's final warmups for its district tournament turned into a pair of "give me" games last night as it swept a doubleheader from the St. Joseph Connie Mack at Riverview Park.

The Legion won the opener 7-3 and then took the shortened nightcap 5-0, without having to work too hard for the big scores. St. Joe came up with only one earned run in the two games.

STREET LIGHTS 70 PCT. READY — 10 Years Ago —

St. Joseph township trustee Edwin Brink reported to the

board last night that the street light program is 70 per cent complete.

He said the Indiana and Michigan Electric Co. workmen are presently installing the last of the lights in small subdivisions and on secondary streets. Supervisor Orval Benson said there is no installation fee for the lights but that it will cost the township \$21,000 a year. He said the money will come from the general fund and there is no special assessment.

AUTO SPECIALTIES GETS SECOND AWARD — 29 Years Ago —

Employees of the Edgewater plant of the Auto Specialties Manufacturing company have

won for the second time the Army-Navy Production Award for meritorious services on the production front.

Notice of the second award—a white star to be attached to the "E" flag which floats over the plant and to the "E" pin which each employee wears—was contained in a letter received today from Robert P. Patterson, under secretary of war at Washington.

VOCAL RECITAL — 39 Years Ago —

Miss Lydia Summers of New York City will be presented in recital July 19 at the Clay Street Baptist church in Benton Harbor. The recital is sponsored by the Helping Hand class of the church. The former local girl won the \$5,000 prize in a radio contest last year when she was judged the best amateur singer in America.

NEW BUREAU — 49 Years Ago —

Godon Riley has taken active charge of the new traffic bureau, recently organized by the chamber of commerce.

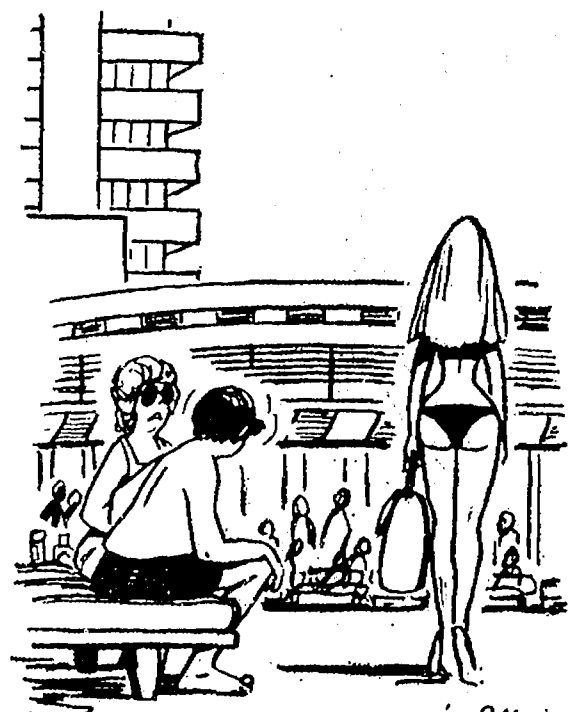
WOMEN FIGHT — 59 Years Ago —

The women of St. Joseph and Benton Harbor made a valiant fight yesterday for representation on the board of education but they were outnumbered at the polls. In St. Joseph Dr. T. G. Yeomans and Maynard Stuart won places on the school board to succeed Frank Keible and A. D. Kent.

RE-ELECTED — 79 Years Ago —

At the annual school meeting on Sunday night, John Higman Jr., and Fred Collins were reelected as directors for the ensuing term.

BERRY'S WORLD at the Democratic Convention



"Shouldn't we be at convention hall, or some place?"

Bruce Blossat

An Obituary For Humphrey



MIAMI BEACH (NEA) — Thirteen years ago, I sat with Hubert Humphrey one evening in a New York hotel room as he gazed eagerly upon the prospect of the presidency for the first time.

He would not admit to powerful ambition. He said he was being propelled toward the high quest by liberal friends. They were investing great hope in him, hope born from his celebrated eight-hour Kremlin talk with then Soviet Premier Khrushchev in that spring of 1959. The talk caught the world's attention.

On a steamy July 11 in Miami Beach, that long, long quest finally flickered out. With a sad face and a tear, Humphrey spoke the words of withdrawal from the 1972 presidential race. There will never be another try. His thanks to friends for their loyalty "these many years" had the sound of true finality.

His last moments on the big stage had the grace and dignity that unhappily were missing so often in recent days as he was making his desperate, climactic lunge for the office that had eluded him for almost a decade and a half.

I am just one among many reporters who saw Hubert through the whole course. We all liked him at personal range. He was decent, genuinely committed to his causes, zesty, and funny.

Since his purposes were high and his labors prodigious, Humphrey by 1960 had come to feel he was fit for the White House.

But, almost from those first steps on that first mile, he began to believe he was dogged by ill fortune. It was a conviction which grew with time, and nearly engulfed him at the end.

It was his poor luck to make his initial try against the late, glamorous John F. Kennedy. By mid-May that year, Kennedy had crushed him in West Virginia and he was out of the race.

Two months earlier, on a brutally cold morning in Wisconsin, I first saw him give way to that feeling of being dogged by fate. He thought he was the victim of an unfair news story. He was enraged. He muttered for hours about the handicaps of a poor South Dakota boy running against the wealthy, lionized Kennedys.

"All I've got is Humphrey's drug store," he said.

He really was never his best self again in that 1960 campaign. His anger triggered some demagogic impulse, and he often spoke recklessly in the fruitless days ahead.

Once beaten, he shook off that mood. The Kennedys helped by showing him warm compassion the night of his West Virginia defeat.

Thereafter, his course was up again. He advanced to authority in the Senate, and fought more good fights. His self-confessed flaws were still there. He talked too much, proposed too much, claimed too much. "It must be something in my glands," he said.

Then, in 1964, with Kennedy gone and Lyndon Johnson president, his new chance for the presidency took shape. It came to the full in 1968 when he won the Democratic nomination.

Yet, once more, fate burdened Humphrey. He was linked tightly that time to an unpopular Johnson and a controversial war. Emerging from the bitterness of Chicago, he battled valiantly but lost narrowly to Richard Nixon.

Jeffrey Hart

Unseen Presence At Convention



MIAMI BEACH — Though he is far removed from this hectic scene, Richard Nixon was a felt presence among the Democratic politicians, new and old, gathered here. They are caught up in their intramural conflicts, but the best of them know that the Democratic convention will come to an end somehow. And you sense that psychologically they have a kind of double focus. What President Nixon does between now and November can profoundly affect the meaning of the nomination now being decided. And smart Democrats know that he is going to do something.

Among Republican insiders

in the summer of 1968, President Johnson was a comparable presence. When, it was asked daily, was he going to drop the other shoe? True enough, he was a wounded lion but Mr. Nixon's entourage knew that wounded lions are dangerous.

And the contrast between LBJ's circumstance in 1968, and Nixon's in 1972, could not be more to Nixon's advantage. To get the talks going, LBJ had to stop the bombing. Nixon could stop the bombing if he wants to — it might be a nice gesture this week — but he doesn't have to. The North Vietnamese are showing up anyway.

On the war issue generally, Nixon seems in complete command.

By means of his three-handed Peking-Washington-Moscow poker, he seemingly has isolated Hanoi politically. A few days before the Democrats sat down in Convention Hall, the Nixon Administration had announced a huge grain deal with the Soviets — plus another big deal with Peking for the sale of Boeing 707's to the mainland government.

The Nixon tactic, clearly, is to create concrete interests causing both Peking and Moscow to desire improved relations with Washington. In return, the U.S. Air Force has what amounts to a free hand over North Vietnam, and the mines, unchallenged, choke off supplies to Hanoi.

For all we or Hanoi knows, Nixon may have a free hand to destroy the North, more or less, if it refuses to come to terms.

As Nixon plays out this hand, the anti-war orators in Miami Beach have a devilishly difficult game to play. They have the rhetoric of indignation, for whatever that is worth, but Nixon has the initiative in the international arena, will have it from now until November. And the men around Sen. George McGovern are as aware of that fact as they are of the magic number, 1500.

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Director Says SJ Band Doing 'Fantastic Job'

BY DICK DERRICK
SJ City Editor

VIENNA, Austria — The St. Joseph high school marching band director, Robert W. Brown, told his charges they were doing a "fantastic job"

and they proved him right in the marching competition Friday night. Brown pep-talked to the band late Friday afternoon just before the marching competition. He told them he

thought they were job doing a wonderful under difficult conditions but that bandmen seem to be enjoying themselves — "I can see it many times and many places" — but he also reminded them that other bands were operating under equally difficult circumstances.

The marching band finals were held in a large square in front of the mayor's house — the Vienna city hall — a building so beautiful it is difficult to describe.

The marching band site was moved from the stadium because of the heavy rain and fear that the hundreds of bandmen would damage the turf.

This was the first opportunity for the people in Vienna to see the possibly 2,500 bandmen from both sides of the Iron Curtain in action.

Operating on a split-second schedule the band opened with the St. Joseph high school fight song, followed with maneuvers to the tune, "Lovers," played the theme from the movie, "Gone With The Wind" as its concert number, did the circle, diamond, and cross formation to the tune of "Free," and closed with the dance step to the song, "Mame."

The Viennese saw some of the finest high school bands in the world in one program and showed their appreciation standing in the huge square and applauding long after each band performed.

The St. Joseph band won a lot of friends and applause when it was announced that in view of the cancellation of the command performance for Austria's president, Franz Jonas, earlier this week, the band was dedicating its performance to him.

Results of the symphonic competition Wednesday and the marching competition Friday will be announced this afternoon.

Probably the biggest news is that it has stopped raining. After three days of intermittent showers, Thursday and Friday's showers turned out to be long and steady downpours. But by 11:30 p.m. Friday, the rain had stopped and the stars were out.

If the sun shines today and Sunday the festival will end in a blaze of color. There will be performances outside on the Rathausplatz, a famous Vienna landmark.

Sunday the bands will assemble at 3 p.m. for a parade to the Prater, fabulous amusement park.

Monday the St. Joseph band leaves Vienna and buses to Linz for a concert for that city of about 200,000. European cities are deceiving. Most people live in apartments so there is no urban sprawl. While they don't look big, they really are population-wise.

Bandmen used the rain break to get some shopping done.

One item a lot of bandmen have been buying is an echobarp — what we call a harmonica. They come in three sizes and cost 180 schillings.

Another popular item is pastry. Vienna is well supplied with bakeries.

It costs six schillings to ride on the trams — two street cars hooked together — the double deck bus or the regular buses. Most bandmen prefer the trams.

More mail was received Friday including clippings of the first week's activities of the band which appeared in this newspaper and bandmen lined up to take turns reading what the "folks back home" are hearing about them.



VIENNA PERFORMANCE: St. Joseph band performed mostly in the rain earlier this week in Vienna. Wednesday's symphonic competition

was in front of the Schonbrunn, the presidential palace and Friday's marching competition at the city hall square. (Staff photo)

It Had To Happen Sooner Or Later

With working mothers and women's lib, it probably was only a matter of time.

Berrien Circuit Judge Julian Hughes this week ordered a Berrien county mother to pay her husband \$10 weekly child support for the couple's four children.

"He needed it, in effect, and she could afford it," the judge said, noting Lois

Swanson voluntarily assisted her husband, Carl, of Spring Lake, to support the children and in court agreed to contribute if he won custody.

Mrs. Swanson, believed of St. Joseph, won the divorce and her husband won temporary custody. Both parents work, the judge added.

It was the first such case in Berrien circuit court in recent memory.



NEW COMMANDERS: Capt. and Mrs. Donald L. Lenz are new commanding officers of Benton Harbor Salvation Army post, coming here from Grand Rapids.

Salvation Army Post Here Has New Leaders

Captain and Mrs. Donald L. Lenz have assumed the duties of commanding officers of the Salvation Army post in Benton Harbor.

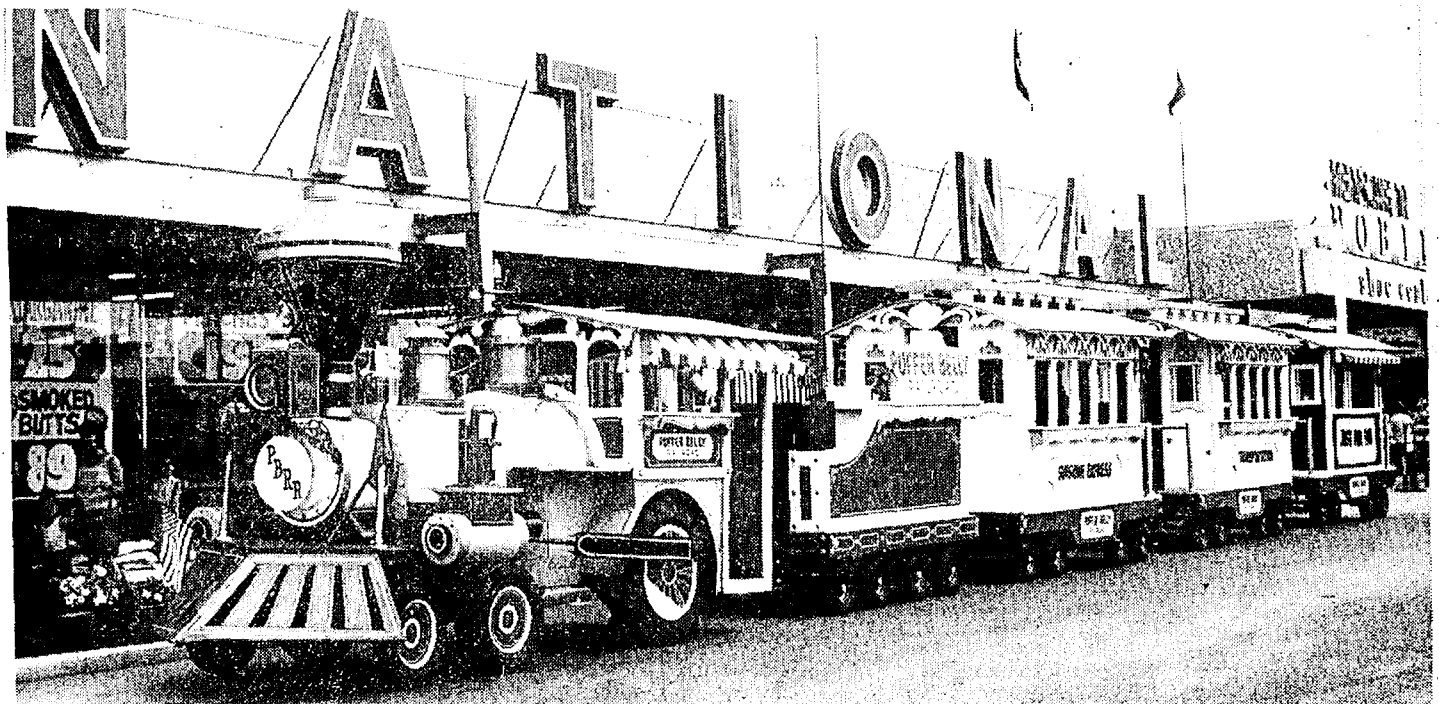
They succeed Major and Mrs. Walt Winters who left late in June for a new assignment in Chicago. The new commanders here have moved into the Salvation Army quarters at 2016 Colfax avenue.

Capt. Lenz, 30, was born and reared in Des Moines, Ia. and served four years in the U.S. Air Force. He and his wife were commissioned from the Salvation Army School for Officers Training in Chicago in 1967. They served at posts in Chicago, then Grand Rapids prior to their assignment to Benton Harbor.

Mrs. Lenz was born in Moline, Ill., and is a graduate of Vennard Bible college, University, Ia. Capt. and Mrs. Lenz are parents of two daughters, Jolene, 4, and Janelle, 2.



BOTH GRADUATE: Two brothers, Michael Mensinger, 22, and Thomas Mensinger, 20, graduated this spring, but from different colleges and with different degrees. They are the sons of Mr. and Mrs. Ovie C. Mensinger, 1422 Michigan avenue, St. Joseph. Mike was graduated from the University of Michigan with a B.S. degree in chemical engineering. Thomas was graduated from Ferris State college with an associate degree in commercial art. Michael has a summer job with the college of engineering in Ann Arbor; Thomas has yet to find a job.



FUN AT FRONTIER DAYS: One of the most popular ways to have fun during Fairplan Plaza's Frontier Days is a ride on the Puffer Belly train. A miniature train complete with smoke and a whistle, this at-

traction has been busy hauling young visitors around the Plaza since Thursday. Its trips around the Plaza will continue today and Sunday. (Staff Photo)

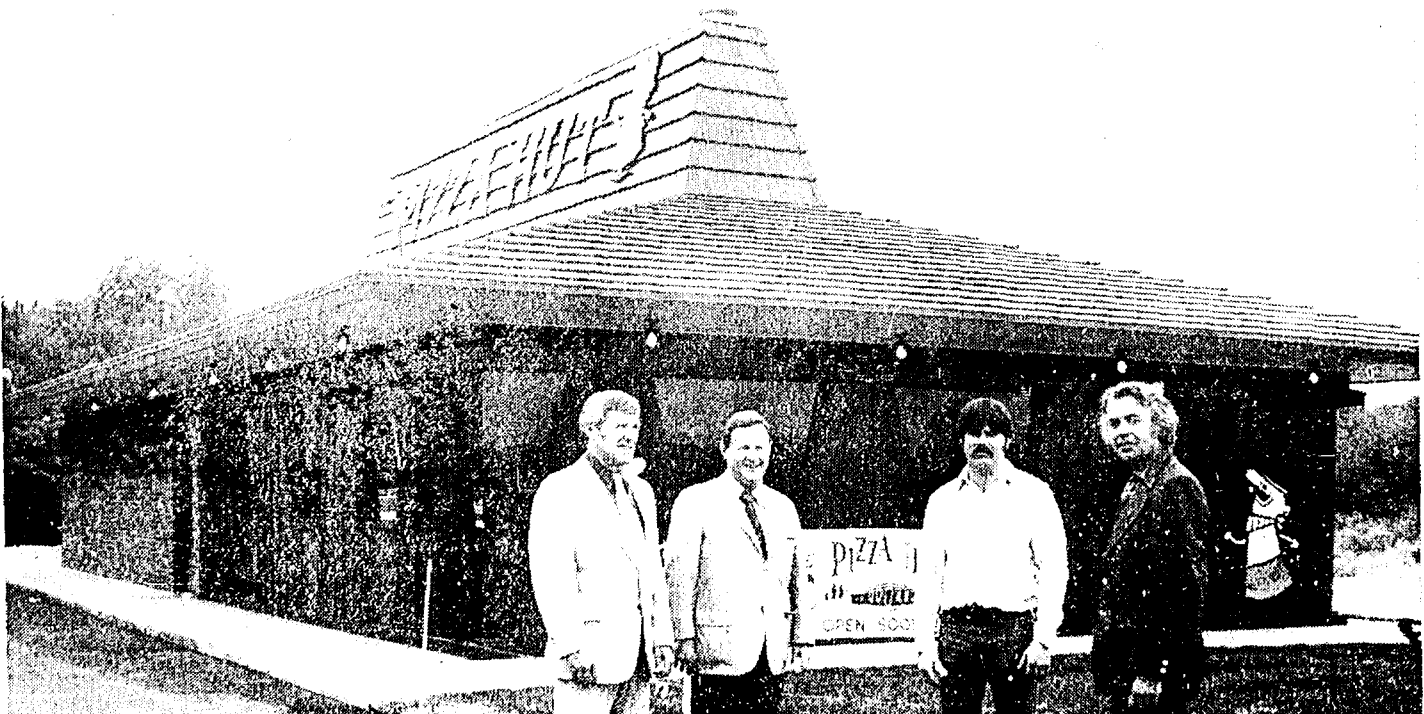
Cherries Headed For School Lunches

WASHINGTON, D.C. — The U.S. Department of Agriculture will buy processed red tart cherries from the current pack for distribution in the school lunch program, according to Congressman Edward Hutchinson.

Hutchinson announced the purchase program Friday afternoon after a discussion with USDA officials of marketing problems encountered by cherry growers in Michigan and other producing states this year.

The quantities of cherries that will be diverted to the school lunch program will depend on the prices asked and quantities offered by processors, according to Hutchinson.

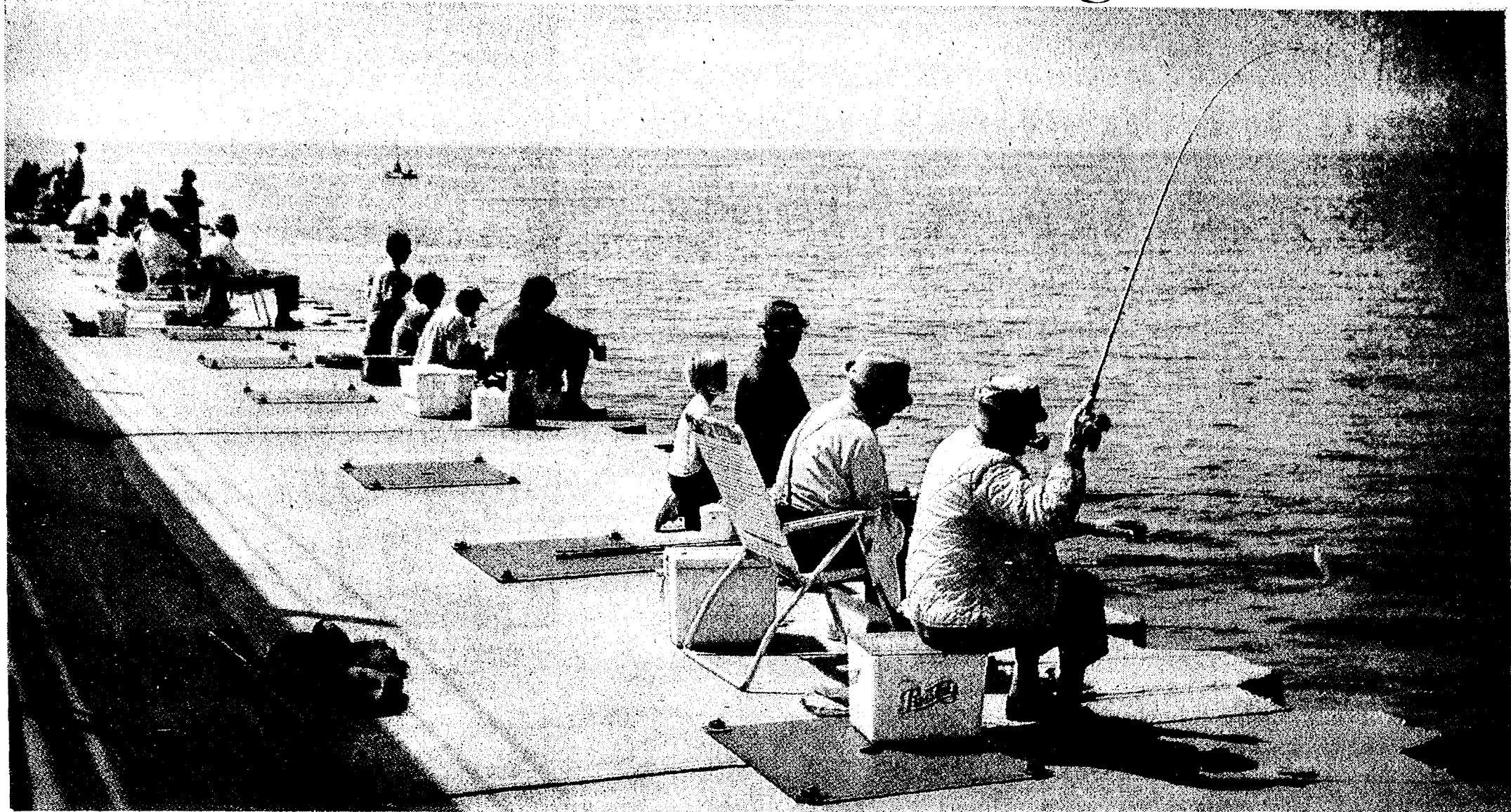
Invitations to cherry processors to submit offers will be sent to processors by the USDA.



HEAVY ON MUSHROOMS, PLEASE: Four persons connected with building and operating new Pizza Hut on Niles avenue just outside St. Joseph city limits confer on plans for its opening Monday. The four, left to right, are: Donald G. White, Dowagiac, and Richard W. Insley, St.

Joseph, owners; Douglas Malone, who moved here from San Antonio, Texas, to manage the business, and V.W. Conard, Corpus Christi, Texas, franchise owner. Pizza Hut will serve draft beer and submarine sandwiches in addition to pizza, and seats about 70 persons. (Staff photo)

Anglers Keep Looking For Big Perch Run



Great perch fishing was predicted this year off Lake Michigan piers, but so far steady runs haven't materialized. But anglers keep trying as shown in

this view of the north pier and at St. Joseph and make occasional catches. But more perch could be on the

way. Last year's luck was better late in the summer. The Department of Natural Resources indicated

earlier that this year's perch fishing should be the best in years. (Staff photo)

Plans Made For Spring Festival Blossomtime Looking To 1973

Much of this year's fruit crop is just barely ripening, but Blossomtime, Inc., already is looking ahead toward another spring festival.

Blossomtime President Jay W. Holt announced the festival's board of directors has established dates for 1973.

Blossom Week will be April 29 - May 5.

But organizational wheels start rolling much earlier. The dinner and business meeting for chairmen of area queen contests will be held Jan. 10.

The Benton Harbor queen

contest has been set for March 9, followed by the St. Joseph queen contest March 16, April 2 is the final date for communities to hold queen contests. Miss Blossomtime will be selected April 16.

Other dates are: Blessing of the Blossoms, April 29; Key to

Cities tour, April 30 through May 4; fashion show, May 2; Blossomtime concert and Kiddies Parade, May 3; Grand Floral Parade, Grand Floral Ball and Blossomtime Square Dance, May 5.

Holt noted success of the 1972 festival and praised volunteer

workers who made it possible.

"I would like to thank the hundreds of volunteers who assisted in any way," he said.

"It is my hope that each of the dedicated workers from this year will be available to create another spectacular event."

Judge Orders Halt To Fund Campaign Attorney Says Anderson Didn't Know About Drive

By STEVE McQUOWN

PAW PAW — Van Buren Circuit Court Judge David Anderson Jr. said Friday he has ordered a halt to an unauthorized drive asking county attorneys to contribute to his re-election campaign.

"I have never solicited any contributions and I never authorized such a campaign in my behalf," said Judge Anderson, who is seeking re-election to a six-year term as circuit judge.

He is opposed in the non-partisan election by Van Buren Probate Judge Mayer Warshawsky of South Haven.

Judge Anderson was asked to comment on the drive after this newspaper learned that Paw Paw attorneys Edward Sievers and Sheldon Rupert and Van Buren county road commission engineer-manager Paul Kaiser put together a re-election campaign fund drive including a request for donations from attorneys.

Sievers recently confirmed that letters, signed by him and suggesting a donation of \$50, went out to many attorneys in

the county.

Judge Anderson said: "I've instructed the man who was gathering them (donations) that they should be returned forthwith if any have been collected."

Sievers and Rupert, contacted about the drive, have emphasized that the judge had no direct knowledge or participation in the fund drive.

"If anybody wants to point any fingers, they should point them at us," said Rupert, referring to himself, Sievers, and Kaiser.

"The judge was not behind it or directing the drive," Rupert stressed.

He maintained that the drive was an "innocent thing," based upon their opinion that Judge Anderson had done "a fine job and should continue."

"But," he added, "I think we should withdraw the letter so there will be no taint at all" to the re-election endeavors of Judge Anderson.

A recent Associated Press story disclosed that suit filed by two Detroit men asked the Michigan Supreme Court to prohibit lawyers from contributing to campaign funds for judgeships.

The suit asserts that these contributions violate the Michigan Canons of Ethics for the legal profession.

Rupert commented that requests for contributions are "routine" things in campaigns for judges, particularly those running for state office.

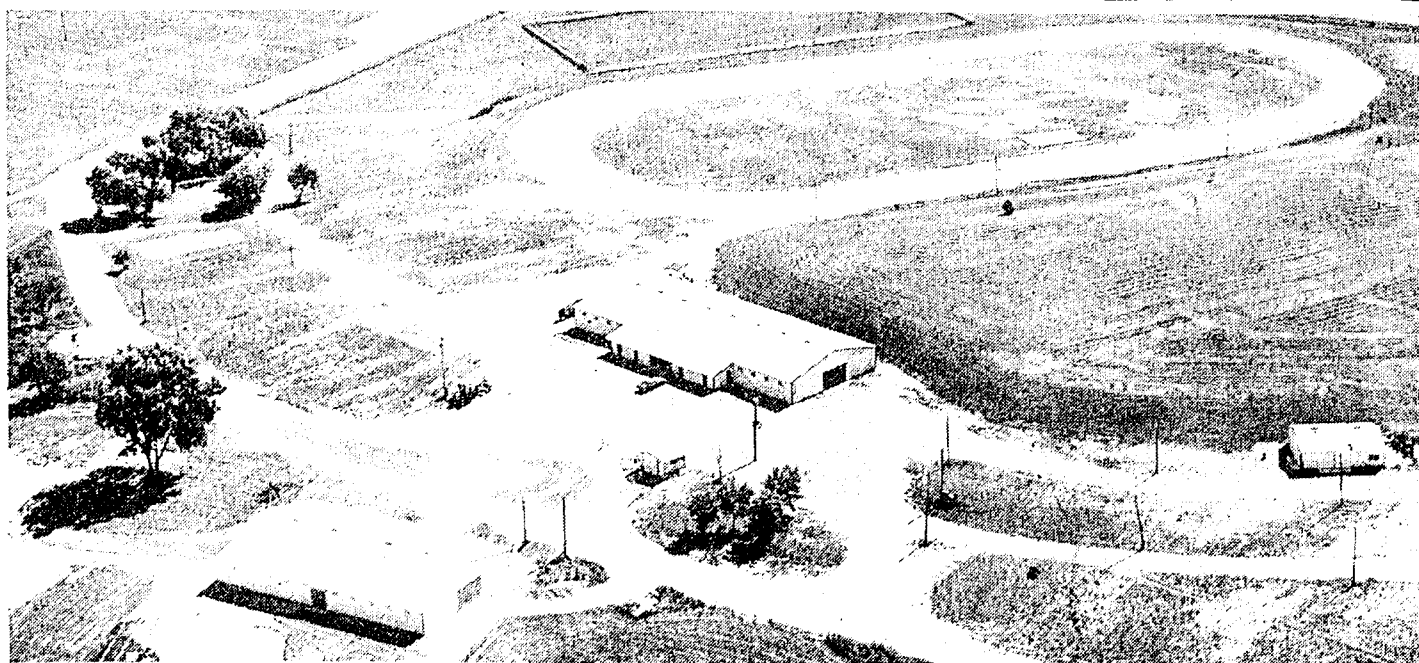
He also pointed out that the supreme court has not yet ruled

on the suit. The Associated Press said the suit is not expected to be handled before Aug. 1.

Rupert, 62, has practiced in Van Buren county for 37 years and is a widely respected attorney. He is also a member of one of the state bar grievance panels that receives and acts on complaints about attorneys.



ATTY. SHELDON RUPERT
Withdrawing Fund Request



YOUTH FAIR SITE: The Van Buren County Youth Fair will open at the youth fairgrounds, between Lawrence and Hartford on Red Arrow highway, Monday, July 24. In use for the first time will be the new 6,000-square-foot, \$25,000 exhibition hall, in the lower left of the picture above.

Fair attractions scheduled for the six-day event include country-western singer Del Reeves, Dan Fleenor's Hurricane Hell driving team, the International Fairtime circus and the International Demolition Derby. (Aerial photo by Adolf Hann)

Market Value Of Daley's House \$54,500

GRAND BEACH — The market value of Chicago Mayor Richard Daley's house here is about \$54,500, based on state equalized valuation, instead of the \$17,000 reported in this newspaper Thursday.

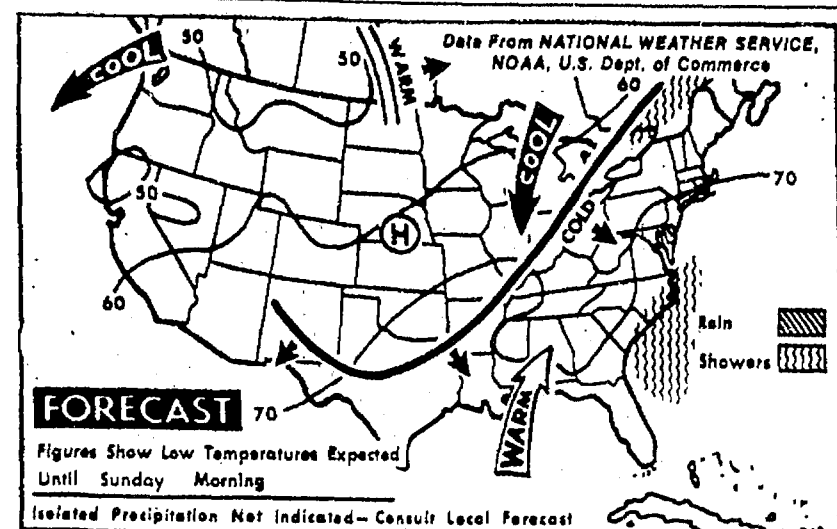
New Buffalo township supervisor Arthur J. Adamiec said

the \$8,500 figure he gave this newspaper is the assessed value, not the state equalized value, which is \$27,244. The SEV is about 50 per cent of a property's market value.

Daley purchased the two-story frame summer house and property here in 1964 for a reported \$41,000.

He is believed to have been staying at the summer house since his Illinois delegation was successfully challenged Monday by supporters of Sen. George McGovern, now the Democratic standard bearer.

NEWS OF MARKETS



Today's Weather Map

WEATHER FORECAST: Warm, humid weather is forecast to continue Saturday over the eastern third of the nation. Cooler weather is expected elsewhere. (AP Wirephoto Map)

Cherry Prices On Par

Sweet cherry prices remained on a par with bids earlier in the week, during trading Friday at the Benton Harbor fruit market. Volume on all commodities was very light again Friday. Prices paid Friday were:

SWEET CHERRIES — 8 pt. flats, Schmitts \$2.50-\$3.65, mostly \$3.50-\$4.50, Windsor, \$2.50-\$3.50. Receipts: 1,354.

SQUASH — 8-qt. cartons, Zucchini \$.75-\$1, Yellow \$1-\$1.25. Receipts: 656.

RED RASPBERRIES — 12-pt. flats, \$5.50-\$7.25, mostly \$6.50-\$7. Receipts: 848.

BLUEBERRIES — 12-pt. flats, \$5-\$5.75, mostly \$5.25-\$5.50. Receipts: 530.

CUCUMBERS — Bu. cartons, slicers, US 1 \$5-\$6, few lower, US 2 \$3.50-\$4. Receipts: 362.

TOMATOES — 12-qt. baskets, unclassified, \$2-\$2.50, few lower; 12-pt. flats, cherry type, \$4. Receipts: 173 packages.

BEANS — Bu., green, \$5.50-\$6. Receipts: 172.

BLACK RASPBERRIES — 12-pt. flats, \$5-\$7.10, mostly \$6.50-\$7. Receipts: 160.

TART CHERRIES — 8-qt. flats, Montmorency, \$3-\$3.50. Receipts: 74.

APPLES — Half bu., Lodi, \$3.35. Receipts: 27.

GOOSEBERRIES — 12-pt. flats, \$3.50-\$4.60. Receipts: 25.

There was a total of 4,611 packages on 162 grower loads at the market Friday. Eleven day buyers were present. The market was closed today for the regular Saturday break but will be open as usual Sunday.

Memorial Hospital

ADMITTED
St. Joseph — Edward R. Wiczepreck, 1153 Glenford road, Lot 32.
Benton Harbor — Mrs. Ella R. Jones, 851 Pasadena.
Bridgman — Ralph E. Dazell, route 1, Box 429.
South Haven — Ivory V. Gray Jr., 222 Oak street.
Stevensville — Clifford Foote Sr., J551 Edward.

BIRTHS

St. Joseph — A girl, weighing 8 pounds 2 ounces, was born to Mr. and Mrs. Frederick E. Reeves, 2717 Willa drive, Friday at 7:14 a.m.

Marriage Licenses

The following marriage licenses have been issued by Berrien county Clerk Forrest H. Kesterke:
James Leroy Brown, Jr., 21, Stevensville, and Vikki Lynn Dunham, 19, Benton Harbor.
William Dean Olmsted, 24, Watervliet, and Carole Ann Larsen, 21, St. Joseph.
Robert F. Stearns, 43, Los Angeles, Calif., and Karen L. Schneek, 26, St. Joseph.
Ervin August Herman, 36, Cedarburg, Wis., and Roberta Ann Dykema, 30, Stevensville.
John Blackamore, 49, and Clarissa M. Cope, 29, both of Benton Harbor.

Property Tax Limit Asked By Candidate

Ken Malkin, Democratic candidate for state representative from the 43rd district Friday night called for a property tax limit and a graduated state income tax.

Addressing a group of Democrats at the New Buffalo Town hall, Malkin outlined his two-point tax program: restrict the number of mills levied on property to a "much greater degree" and replace the present flat-rate tax with a graduated income tax.

"No longer can we afford a tax that penalizes the poor and middle-income voters," he said.

SHERIFF SIGNS

Both Sides Ask End To Vandalism

Theft of campaign signs has brought calls for fair play from both sides in the race for the Republican nomination for sheriff in the Berrien county Aug. 8 primary.

Hy Firehammer, campaign manager for Joe Heward, said he understands a large number of Heward signs and a lesser amount of banners of incumbent Forrest (Nick) Jewell have been removed.

"We are not accusing anyone of doing this and I feel badly to learn that some Jewell signs have been taken down," said Firehammer.

"No one is doing anyone a favor by removing or

destroying campaign material and it's a criminal act," Firehammer added.

Jewell said: "We certainly don't go for these kind of tactics. One sign was taken off my car in my driveway."

Jewell said he has been the heaviest loser in the campaign with 38 signs valued at \$760 missing.

But a Heward aide said his side has lost some 50 signs valued \$700 to \$900 in materials, including one from Heward's home at Three Oaks.

Most of the pilfering reportedly has occurred near homes where owners have given permission for campaign signs.

BUCHANAN

Prayer Trick Used In Theft Of Purse

BUCHANAN — An elderly Buchanan woman was tricked into revealing the location of her purse, then robbed of \$15 yesterday afternoon.

Sgt. Charles Tiefenbach, commander of Berrien sheriff department's sub-station at Galien, said a woman and young boy are being sought in the theft.

He said Mrs. Sophie Wallace, 80, of Madron Lake road told him a woman and boy knocked at her door and, without invitation, entered, telling her they would pray for her for a penny.

Mrs. Wallace got her purse and gave them a penny, according to police, and when she laid her purse down, the woman grabbed it and took about \$15 in cash.

The pair fled in a pickup truck, in which several other children were riding.

Sgt. Tiefenbach said the woman apparently used the "prayer for a penny" as a trick to find out where the woman kept her purse.

The woman was described as heavy set, with dark complexion. The boy was believed about 10 years.

Mercy Hospital

ADMISSIONS
Patients admitted to Mercy hospital during the past 24 hours include:

Benton Harbor — Eric Curry, 592 Highland; Robert Woods, 1253 Blossom Lane; Patricia Young, 153 Lake Apt. 1; Darlene Swears, 537 Green; Mrs. Nann Hall, route 4, Box 683-R; Willie Sanders, 481 North Fair; Jeanette Waldo, 340 Ohio; Mrs. Eva Peschel, Claremont nursing home.

St. Joseph — Louis Tripi, 1153 Glenford; Sylvan Riley, 520 Star; Mrs. Patricia Glade, 1413 South State.

Eau Claire — Mrs. Robert Adcock, route 1, Box 252A.

Hager Shores — Edward Sullivan, PO Box 10.

BIRTHS
Coloma — A girl, weighing 7 pounds 2½ ounces, was born to Mr. and Mrs. Joseph Swetay, route 3, Box 136 D, at 7:43 a.m. Friday.

Stevensville — A boy, weighing 7 pounds 2½ ounces, was born to Mr. and Mrs. Thomas Porter, 6166 Jericho road, at 9:24 p.m. Friday.

Sentences Given 40 On Busy Day In District Court

A total of 40 persons were sentenced Friday, during a busy day in Berrien Fifth District court. Sentenced were:

Michael A. Lemire, 19, of 913 Michigan avenue, St. Joseph, fine and costs of \$500 plus one year probation for possession of LSD in Benton township, April 19.

John J. Mannise, 18, of Chicago, Ill., fine and costs of \$600 plus two years probation for possession of LSD reduced from delivery of LSD at Warren Dunes state park, June 17.

Herbert D. Martin, Jr., 24, of Franklin Park, Ill., fine and costs of \$500 plus one year probation for possession of LSD reduced from delivery of LSD at Warren Dunes state park, June 17.

Pete Salmon, 18, of Route 3, Box 339, Benton Harbor, fine and costs of \$31 for assault and battery against Dennis Poczak, July 2.

Ester A. Keller, 57, of 650 South Crystal, Benton Harbor, fine and costs of \$50 for failure to yield to an emergency vehicle, an ambulance.

Richard Polansky, 18, of Townline road, Benton township, fine and costs of \$7 for petty larceny involving the theft of a package of cigarettes from Hilltop Foods, June 1.

Battie Page, 22, of 865 Ogden avenue, Benton Harbor, fine and costs of \$40 for being a disorderly person.

Roy Tyson, 17, of Goshen, Ind., fine and costs of \$150 for unlawful use of marijuana reduced from possession of marijuana at Warren Dunes state park, July 1.

Hank James, 40, of 840 High street, Benton Harbor, fine and costs of \$50 for cashing an insufficient funds check.

Adrian L. Getz, 45, of Route 2, Coloma, two weekends in jail plus fine and costs of \$200 and one year probation for his second impaired driving offense, reduced from his second driving under the influence of intoxicants offense.

Norman Lewis, 47, of 324 North Winans, Benton Harbor, fine and costs of \$100 plus six months probation for reckless use of a firearm.

Jon M. Sheffield, 19, of 5933 Bonanza, Stevensville, fine and costs of \$150 plus six months probation for unlawful use of marijuana reduced from possession of marijuana at Warren Dunes state park, May 28.

Gerald S. Williams, 31, of 223 Bridgman avenue, Benton Harbor, three days in jail plus fine and costs of \$61 for driving on a suspended license.

Roger L. Allen, 25, of Goshen, Ind., fine and costs of \$150 for unlawful use of marijuana at Warren Dunes state park, July 1.

Wayne B. Maitland, 18, of 500 South Chicago street, New Buffalo, fine and costs of \$100 plus one year probation for simple assault against Arthur Nash, a trooper with the Michigan State Police, in New Buffalo, June 2.

Wesley Joiner, 28, of Route 4, Box 100, Territorial road, Benton township, fine and costs of \$100 plus six months probation for cashing an insufficient funds check.

Earl I. Austin, 25, of 567 Britain avenue, Benton Harbor, fine and costs of \$40 for being a disorderly person.

Jerry Clayton, 18, of 1969 Hatch street, Benton Harbor, 15 days in jail plus fine and costs of \$100 and one year probation for making threatening and or nuisance phone calls, April 10.

Everett L. Reisig, 45, of 1620 Colfax avenue, Benton Harbor, three weekends in jail plus fine and costs of \$250 and one year probation for making obscene and threatening phone calls, April 11, and fine and costs of \$100 for being a disorderly person by making obscene phone calls, April 3.

Robert B. Ross, 22, of 1596 Colfax avenue, Benton Harbor, fine and costs of \$210 plus one year probation for conspiring to enter Gray Mobile Home sales office without permission, March 28. A charge of breaking and entering was dismissed.

Noble L. Phellen, 27, of 1248 Columbus, Benton Harbor, fine and costs of \$250 plus one year probation for his second offense of driving under the influence of intoxicants.

James Lee Carlson, 28, of Box 35, Hagar Shores, fine and costs of \$150 plus six months probation for driving under the influence of intoxicants.

John H. Clay, 22, of 777 Ogden avenue, Benton Harbor, 30 days in jail, to be served on weekends, plus fine and costs of \$151 and six months probation for driving under the influence of intoxicants.

George P. Berecek, 50, of 15627 Ruffino road, Union Pier, fine and costs of \$200 plus six months probation for driving under the influence of intoxicants.

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WEATHERMAN: Dominic Charlie of the Capilano Indian Reserve on Vancouver's (B.C.) North Shore has been watching the weather all his life and figures he knows a few things the official weathermen don't know. "The moon supposed to be not touched," he says. "No one supposed to go there. Those three men they bothered the moon." And when the moon's not feeling well, neither is the weather, Dominic says. (CP Wirephoto)

toxicants and three days in jail plus fine and costs of \$60 for having no operators license.

Manuel L. Stubbs, 46, of 110 Superior, Benton Harbor, fine and costs of \$150 plus six months probation for impaired driving reduced from driving under the influence of intoxicants.

Theodore Sims, Jr., 44, of 467 North Winans, Benton Harbor, fine and costs of \$150 for driving under the influence of intoxicants.

Roosevelt Hollins, 23, of 390 Broadway, Benton Harbor, fine and costs of \$150 for possession of an unregistered gun.

Dennis D. Maitland, 21, of LaPorte, Ind., fine and costs of \$100 plus one year probation for assault and battery against Charles Bohn, a Michigan State Police trooper, in New Buffalo, June 2.

Jimmy R. Stone, 63, of 328 Broadway, Benton Harbor, fine and costs of \$40 for being a disorderly person by fighting.

Robert D. Burrows, 20, of 2721 Willa drive, St. Joseph, fine and costs of \$200 for possession of marijuana and fine and costs of \$70 for being a disorderly person by resisting arrest at Lions Park in St. Joseph, June 15.

Jimmie R. Johnson, 21, of 202 West Mechanic street, New Buffalo, 90 days in jail for assault and battery against Patrick Strand, June 2, and 15 days in jail for not having a valid operators license.

Joe Sloan, 36, of 665 East Vineyard, Benton Harbor, fine and costs of \$31 plus one year probation for disorderly non-support.

Beatrice Harris, 37, of 765 East Vineyard, Benton Harbor, fine and costs of \$31 for entering without permission.

Robert A. Gifford, 18, of 2408 Cleveland avenue, St. Joseph, fine and costs of \$25 for reckless driving.

Chester J. Ferguson, 29, of Chardon, Ohio, fine and costs of \$150 for driving under the influence of intoxicants.

Lamont Hellens, 22, of Route 1, South Haven, fine and costs of \$40 for being a disorderly person by fighting.

Billy G. Akes, 22, of Box 37, Jefferson road, Hagar Shores, fine and costs of \$151 plus six months probation for impaired driving reduced from driving under the influence of intoxicants.

Sammie L. Curtis, 20, of Route 1, Box 159 Townline road, Benton Harbor, fine and costs of \$61 for driving on a suspended license.

Jose F. Arriaga, 24, of Delray, Fla., fine and costs of \$150 for driving under the influence of intoxicants.

Watervliet Hospital

ADMISSIONS
WATERVLIET — Patients admitted to Watervliet Community hospital during the past 24 hours include:

Watervliet — Kathleen Barber, Box 558.

Benton Harbor — Keith Tillman, route 4, Box 460.

Hartford — Melissa Spica, route 1, Box 8; Mrs. Walter Fulton, route 1, Box 24-C; Mrs. Coy Blackston, route 1, Box 149.

Max Wagner, 53, a driver for Twin City Cab Lines, told Benton township police his wallet containing \$70 was stolen from a cab while parked

in the 1000 block of East Main street.

Benton Harbor police said a \$229 electric calculating machine was stolen Thursday from Robert's Business Machines, 141 Pipestone street.

The victim, identified as Fred Thomas, 37, of 524 Baird street, was reported to be in satisfactory condition later today. Patrolman Delmar Lange said more than 60 stitches were required to close the neck wounds.

Lange said Thomas was found on Valley drive, near the Britain avenue overpass, about 3:30 a.m. A hand gun was found at the scene, but no knife was located, it was reported. No arrest was made, but the stabbing remains under investigation, Lange said.

John G. Yerington Concrete Co. reported to Benton Harbor police Friday the theft of spraying equipment, valued at \$600, and taken from a paving project on Waukonda avenue.

Jack Abel told Berrien sheriff's officers Friday that a shotgun, a rifle, slide projector, camera, and combination tape player-radio, valued at \$382, and \$15 in half dollars, were stolen from his home on Fairview road, Eau Claire.

Victor Hartsell told deputies Friday, that a shotgun, a box of shells, and an electric shaver, totaling \$77, and a box of pennies, was stolen from his home, 4728 M-140, Route 2, Eau Claire.

BB pellets were used to break six stained windows at the United Methodist church, Stevensville, deputies reported Friday. The value of the windows was not listed in the report.

For the third time in recent weeks, a television set was ripped from its stand and stolen from the Holiday Inn, M-139, Benton township. State police at the Benton Harbor post investigated the theft at 3:25 p.m. Friday, and said the set was valued at \$490.

Benton Harbor police Friday afternoon arrested Larry Lee McCauley, 21, of 648 Green, on warrants, including one for obstructing and resisting a police officer, and another involving a traffic offense. McCauley was picked up at East Main and North Hill.

Hy Firehammer told St. Joseph police Friday that an ornamental glass globe, mounted on a pedestal in his yard, 1802 Forbes avenue, was smashed by vandals. Police listed the value at \$16.50.

Two Bangor men were treated at South Haven Community hospital after they were beaten Thursday during a strong-arm robbery attempt, according to Benton Harbor state police. Injured were Jim Scott, 40, and Kenneth W. Slaughter, 18.

Troopers said the assaults occurred in a car as Scott and Slaughter were attempting to direct two other men to a certain location in the Watervliet area. Scott and Slaughter said they were attacked after they told the two other men they had no money.

POLICE ROUNDUP

BH Man Found Stabbed, Bleeding

A Benton Harbor man was rushed to Mercy hospital in a police patrol car early this morning, when officers found him bleeding from severe stab wounds across the throat and in the stomach area.

The victim, identified as Fred Thomas, 37, of 524 Baird street, was reported to be in satisfactory condition later today. Patrolman Delmar Lange said more than 60 stitches were required to close the neck wounds.

Lange said Thomas was found on Valley drive, near the Britain avenue overpass, about 3:30 a.m. A hand gun was found at the scene, but no knife was located, it was reported. No arrest was made, but the stabbing remains under investigation, Lange said.

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St. Joseph Det. Lt. William Mihalik, commander of the Berrien Metro narcotics unit, has completed a FBI National Academy Associates retraining course.

The session, July 9-12 at Milwaukee, covered militant groups and post-bombing investigations. Featured speaker was Patrick Gray, acting director of the FBI.

Retraining courses are held periodically for graduates of the FBI National Academy. Mihalik was graduated from the academy in 1958.

The Milwaukee session was attended by 314 policemen from a 15-state area.

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BB pellets were used to break six stained windows at the United Methodist church, Stevensville, deputies reported Friday. The value of the windows was not listed in the report.

For the third time in recent weeks, a television set was ripped from its stand and stolen from the Holiday Inn, M-139, Benton township. State police at the Benton Harbor post investigated the theft at 3:25 p.m. Friday, and said the set was valued at \$490.

Benton Harbor police Friday afternoon arrested Larry Lee McCauley, 21, of 648 Green, on warrants, including one for obstructing and resisting a police officer, and another involving a traffic offense. McCauley was picked up at East Main and North Hill.

Hy Firehammer told St. Joseph police Friday that an ornamental glass globe, mounted on a pedestal in his yard, 1802 Forbes avenue, was smashed by vandals. Police listed the value at \$16.50.

Two Bangor men were treated at South Haven Community hospital after they were beaten Thursday during a strong-arm robbery attempt, according to Benton Harbor state police. Injured were Jim Scott, 40, and Kenneth W. Slaughter, 18.

Troopers said the assaults occurred in a car as Scott and Slaughter were attempting to direct two other men to a certain location in the Watervliet area. Scott and Slaughter said they were attacked after they told the two other men they had no money.

St. Joseph Det. Lt. William Mihalik, commander of the Berrien Metro narcotics unit, has completed a FBI National Academy Associates retraining course.

The session, July 9-12 at Milwaukee, covered militant groups and post-bombing investigations. Featured speaker was Patrick Gray, acting director of the FBI.

Retraining courses are held periodically for graduates of the FBI National Academy. Mihalik was graduated from the academy in 1958.

The Milwaukee session was attended by 314 policemen from a 15-state area.

St. Joseph Det. Lt. William Mihalik, commander of the Berrien Metro narcotics unit, has completed a FBI National Academy Associates retraining course.

The session, July 9-12 at Milwaukee, covered militant groups and post-bombing investigations. Featured speaker was Patrick Gray, acting director of the FBI.

Retraining courses are held periodically for graduates of the FBI National Academy. Mihalik was graduated from the academy in 1958.

LEGAL NOTICES

File No. 25332
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of RICHARD K. OALLUJE,
 Deceased, et al.
 IT IS ORDERED, that on September 5,
 1972 at 10:30 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held on the Petition of Mowitt
 S. Drew, Public Administrator for
 allowance of his final account and petition
 for extra compensation, and for
 Assignment of Residue.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 27, 1972
 Attorney for Estate
 ADDRESS: Sycamore & Third Streets,
 St. Joseph, Michigan
 July 8, 15, 22, 1972 H.P. Adv.

File No. 20033
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of THOMAS JOSEPH NALAPA,
 Minor.
 IT IS ORDERED, that on September 5,
 1972 at 9:30 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held on the Petition of Janet
 Marie Jackson for appointment of a
 guardian of the person and care of the
 education of said minor.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 30, 1972
 KILLIAN, SPELMAN, TAGLIA, MEEK,
 LAGONI & BURDICK
 Attorneys for Petitioner
 ADDRESS: 414 Main Street
 St. Joseph, Michigan
 July 8, 15, 22, 1972 H.P. Adv.

File No. 25604
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of DANIEL J. PORTER, Deceased
 IT IS ORDERED, that on August 29,
 1972 at 10:30 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held on the Petition of First
 National Bank of Southwestern Michigan,
 executor for allowance of its final account
 and for assignment of residue.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 26, 1972
 Attorney: Donald J. Dick
 Attorney for Estate
 ADDRESS: 302 West Perry Street
 Berrien Springs, Michigan
 July 1, 8, 15, 1972 H.P. Adv.

File No. 25925
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of LAURA M. JONATZKE,
 Deceased
 IT IS ORDERED, that on August 29,
 1972 at 9:15 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held on the Petition of Wayne
 L. Jonatze for probate of a purported
 will, for appointment of fiduciary, and for
 a determination of heirs.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 19, 1972
 Attorney: John P. Collins
 Attorney for Petitioner
 ADDRESS: 572 St. Joseph Avenue
 Stevensville, Michigan
 July 1, 8, 15, 1972 H.P. Adv.

File No. 17544
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of MARTIN NEUBAUER, Mentally
 Incompetent
 IT IS ORDERED, that on August 29,
 1972 at 10:30 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held on the Petition of Stuart
 F. Meek, Jr., guardian for allowance of
 his final account, also petition for
 allowance of guardian fees.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 23, 1972
 Attorney: Stuart F. Meek, Jr.
 Attorney for Petitioner
 ADDRESS: 414 Main Street
 St. Joseph, Michigan
 July 1, 8, 15, 1972 H.P. Adv.

File No. 25654
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of HELEN GROTE, Deceased
 IT IS ORDERED, that on August 29,
 1972 at 10:30 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held on the Petition of Vivian
 E. Black, administratrix for allowance of
 her final account and for assignment of
 residue.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 23, 1972
 Attorney: Stuart F. Meek, Jr.
 Attorney for Estate
 ADDRESS: 414 Main Street
 St. Joseph, Michigan
 July 1, 8, 15, 1972 H.P. Adv.

File No. 25653
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of ELIZABETH GROTE,
 Deceased
 IT IS ORDERED, that on August 29,
 1972 at 10:30 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held on the Petition of Vivian
 E. Black, administratrix for allowance of
 her final account and for assignment of
 residue.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 23, 1972
 Attorney: Stuart F. Meek, Jr.
 Attorney for Estate
 ADDRESS: 414 Main Street
 St. Joseph, Michigan
 July 1, 8, 15, 1972 H.P. Adv.

File No. 25559
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of MAY JUNE HUSSEY,
 Deceased
 IT IS ORDERED, that on September 5,
 1972 at 10:30 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held on the Petition of Vivian
 Blackburn, administratrix for allowance
 of her final account and for assignment of
 residue.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 26, 1972
 KILLIAN, SPELMAN, TAGLIA, MEEK,
 LAGONI & BURDICK
 Attorneys for Estate
 ADDRESS: 414 Main Street
 St. Joseph, Michigan
 July 8, 15, 22, 1972 H.P. Adv.

File No. 24678
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of CHARLES F. EIDENIER,
 Deceased
 IT IS ORDERED, that on September 5,
 1972 at 10:30 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held on the Petition of Harry
 O. Eidener, Sr., executor for allowance of
 his final account and for assignment of
 residue.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 27, 1972
 LOCKE, PARISH & FORD
 By: Attorney Robert B. Locke
 Attorney for Estate
 ADDRESS: 206 Court Street
 St. Joseph, Michigan
 July 8, 15, 22, 1972 H.P. Adv.

File No. 25857
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of FRIEDA FRANZ DUSTIN,
 Deceased
 IT IS ORDERED, that on September 6,
 1972 at 10:00 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held at which all creditors of
 said deceased are required to prove their
 claims. Creditors must file sworn claims
 with the court and serve a copy on Farm-
 ers and Merchants National Bank in
 Benton Harbor, administratrix with Will
 annexed, prior to said hearing.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 20, 1972
 FISHER, TROFF & FISHER
 By: Attorney Vance A. Fisher
 Attorney for Estate
 ADDRESS: 1, F & M Bank Building
 Benton Harbor, Michigan
 July 1, 8, 15, 1972 H.P. Adv.

File No. 18595
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of HENRY STELTER, Men-
 tally Incompetent
 IT IS ORDERED, that on September 5,
 1972 at 9:15 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held on the Petition of Henry
 J. Stelter, guardian for license to sell
 real estate of said estate. Person in-
 terested in said estate are directed to
 appear at said hearing to show cause why
 such license should not be granted, and on
 petition for allowance of second account
 of date filed November 5, 1971 and third
 account to date filed June 26, 1972.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 28, 1972
 KILLIAN, SPELMAN, TAGLIA, MEEK,
 LAGONI & BURDICK
 Attorneys for Estate
 ADDRESS: 414 Main Street
 St. Joseph, Michigan
 July 8, 15, 22, 1972 H.P. Adv.

File No. 25850
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of ANITA L. HIGLEY, Deceased
 IT IS ORDERED, that on September 5,
 1972 at 9:15 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held at which all creditors of
 said deceased are required to prove their
 claims and heirs will be determined.
 Creditors must file sworn claims with the
 court and serve a copy on Beverly Jean
 Werelius, administratrix with Will an-
 nexed, Shorewood Hills, Sawyer,
 Michigan prior to said hearing.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 21, 1972
 KILLIAN, SPELMAN, TAGLIA, MEEK,
 LAGONI & BURDICK
 By: Attorney Joseph E. Killian
 Attorney for Estate
 ADDRESS: 414 Main Street
 St. Joseph, Michigan
 July 1, 8, 15, 1972 H.P. Adv.

File No. 25212
STATE OF MICHIGAN
PROBATE COURT FOR THE
COUNTY OF BERRIEN
 Estate of LORENA M. LUDWIG,
 Deceased
 IT IS ORDERED, that on September 6,
 1972 at 10:00 A.M. in the Probate Court,
 Courthouse, St. Joseph, Michigan, a
 hearing be held at which all creditors of
 said deceased are required to prove their
 claims. Creditors must file sworn claims
 with the court and serve a copy on Max D.
 Ludwig, administrator, 2610 Lu-Ai Drive,
 Benton Harbor, Michigan prior to said
 hearing.
 Publication and service shall be made
 as provided by Statute and Court rule.
 (SEAL) RONALD H. LANGE
 Judge of Probate

DATED: June 21, 1972
 LOCKE, PARISH & FORD
 By: Attorney Robert B. Locke
 Attorney for Estate
 ADDRESS: 206 Court Street
 St. Joseph, Michigan
 July 1, 8, 15, 1972 H.P. Adv.

NOTICE OF SPECIAL
ASSESSMENT
 TO: School District City of St.
 Joseph, Felters Enterprises,
 Frank Dudley, Ervin
 Breikreuz & w.f., Josephine
 Cesare, Evelyn R. Ruhno,
 Robert H. Ludwig & w.f.,
 Edward Gifford & w.f., Doris
 Wells & Mona Zebell, Peter H.
 Lovell & w.f., Olive Schreiner
 & w.f., Vanderbeck, John J. Hennes
 & w.f., F. H. Rohnsatz, Ethel
 Willis, Genevieve F. Sahlin,
 Lake Breeze, Inc., Phoenix
 Mutual Life Ins. Co., Gladys L.
 Fulton, et al., Mrs. Donald O.
 Schreiber, Robert Brado, et al.,
 John N. Tiffany & w.f., George
 W. Ticknor & w.f., Vincent J.
 Riccioni & w.f., Lillian
 Mergenthaler, Kurt Schreyer &
 w.f., John Michalski & w.f.,
 Richard M. Howard & w.f.,
 David L. Totzke, John E.
 Richter & w.f., George A.
 Waning & w.f., Eric Schults &
 w.f., Fredrick Bork & w.f.,
 Donald W. Baker & w.f., Donald
 G. Norton & w.f., Robert S.
 Biggart & w.f., Mercer P.
 Fisher & w.f., Joseph B.
 Robinson & w.f., Hunter Wright
 & w.f., Charles E. Boonstra &
 w.f., Reddel Investment, Inc.,
 David Vanderploeg & w.f.,
 Claude Norris & w.f., Mildred
 Deal, Edw. F. Deal & w.f.

PLEASE TAKE NOTICE
 that the roll of the special
 assessment heretofore
 prepared by the Assessor for
 the purpose of defraying that
 part of the cost which the
 Commission decided should be
 paid and borne by special
 assessment for the installation
 of curb and gutter on that part
 of Lake Shore Drive described
 as: from the North line of
 Kull's Addition to a point 409
 feet South of the South line of
 Vail Court, in the City of St.
 Joseph, Berrien County,
 Michigan, is now on file in my
 office for public inspection.
NOTICE IS FURTHER GIVEN
 that the Commission and the
 Assessor of the City of St.
 Joseph will meet at the City
 Hall in said City on Monday,
 July 31, 1972, at 7:30 o'clock
 P.M. to review said assessment
 at which time and place op-
 portunity will be given all
 persons interested to be heard.
 By order of the City Com-
 mission,
CHARLES J. RHODES
 City Clerk
 Dated: July 11, 1972
 July 15, 1972 H.P. Adv.

LEGAL NOTICE
 The Village of Galien,
 Michigan, is accepting bids
 until July 19, 1972, for double-
 seal coating 75,000 sq. ft. of
 village streets. Work to be
 completed by Sept. 30, 1972. For
 further information contact
 Robert James, Galien, Phone
 545-3341.
GALIEN VILLAGE COUNCIL
 Linda Doyle
 Clerk
 July 13, 14, 15, 1972 H.P. Adv.

MEETING OF THE CITY
COMMISSION HELD AT THE
COMMISSION CHAMBERS
AT THE CITY HALL, ST.
JOSEPH, MICHIGAN AT 7:30
O'CLOCK P.M. JULY 3, 1972.
PRESENT: MAYOR
SMITH, COMMISSIONERS
GAST, HANLEY, SELENT &
TOBIAS, L.L. HILL, CITY
MANAGER, A.G. PRESTON,
JR., CITY ATTORNEY,
CHARLES J. RHODES,
DIRECTOR OF FINANCE.
 The minutes of June 26, 1972
 were approved as presented.
 Report of the vouchers to be
 allowed June 30, 1972 and July
 3, 1972 were submitted as
 follows:

Vouchers to be allowed June
 30, 1972
 Payroll
 Gen. Vo. Nos. 17002 -
 17007, incl. 53,263.43
 Bills are as follows:
 Ins. & Pension 29,650.09
 Engineering 5.50
 Streets 4,011.00
 Water 275.92
 Forestry 5.50
 Gen. Vo. Nos. 17001,
 17008 - 17012, incl. 33,948.01
 87,211.44
 Vouchers to be allowed July
 3, 1972
 Library Board
 Gen. Vo. No.
 17013 4,800.00
 Bills are as follows:
 Ins. & Pension 711.26
 Commission 40.00
 Dir. of Law 37.50
 Manager 35.00
 Assessor 40.00
 Pub. Hsg. Comm. 30.84
 Fire Dept. 547.91
 Police Dept. 199.76
 Cemetery 90.11
 Municipal Bldgs. 84.13
 Water 1,115.13
 Water Fil. Pit. 583.03
 Hsg. Code Enforce. 8.00
 Parks 295.38
 Brown Property at 619
 Lake Blue. 4.73
 Forestry 5.46
 Band 76.00
 Contingencies 1,200.00
 Gen. Vo. Nos. 17014 -
 17045, incl. 5,104.24
 9,904.24
 Grand Total 97,115.68
 Mr. Hanley, seconded by Mr.
 Smith, moved approval of the
 foregoing reports and that the
 Director of Finance be
 authorized to issue vouchers in
 payment of the several
 amounts.

Roll call resulted as follows:
 Yeas: Commissioners Gast,
 Hanley, Selent, Smith and
 Tobias. Nays: None. Absent:
 None. Motion declared carried.
RESOLUTION CONFIR-
MING ASSESSMENT ROLL:
TO PAVE "T" ALLEY FROM
SOUTH STATE WEST TO END
BETWEEN WINCHESTER
AVENUE AND ARCHER
AVENUE
 WHEREAS the City Clerk
 caused notice to be published in
 the St. Joseph Herald-Press on
 Saturday, June 10, 1972, stating
 that the City Commission and
 the City Assessor would be in
 session at the City Hall in St.
 Joseph, Michigan, on Monday,
 June 26, 1972, at 7:30 o'clock
 P.M. for the purpose of
 reviewing the special
 assessment roll heretofore
 authorized for defraying that
 portion of the cost which the
 City Commission determined
 should be paid by special
 assessment for construction of
 concrete pavement in ac-
 cordance with standard alley
 paving specifications of the
 City of St. Joseph on the public
 alley from South State West to
 End between Winchester
 Avenue and Archer Avenue, in
 the City of St. Joseph, Berrien
 County, Michigan, and
 WHEREAS the City Com-
 mission postponed the hearing
 for the purpose of reviewing the
 assessment roll from June 26,
 1972 to July 3, 1972, at 7:30
 o'clock P.M., and
 WHEREAS the City Assessor
 are now in session at said time
 and place and said special
 assessment roll has been
 presented and objections
 thereto have been called for
 and no objections thereto have
 been presented and no ob-
 jections thereto have been filed
 with the City Clerk and the
 Commission has reviewed,
 examined and considered said
 assessment roll,
THEREFORE RESOLVED
 that the said special
 assessment roll No. 1384 in the
 sum of \$4977.00 as a spread
 against the assessment district
 heretofore created for said
 public alley from South State
 West to End between Win-
 chester Avenue and Archer
 Avenue be and the same hereby
 is ratified and confirmed in all

particulars.
RESOLVED FURTHER
 that the special assessment district
 therefor as proposed, deter-
 mined and created by
 resolutions adopted May 15,
 1972 and June 5, 1972, be and
 the same hereby is ratified and
 confirmed as such special
 assessment district.
RESOLVED FURTHER
 that the amount of said roll be
 divided into and paid in ten
 equal annual installments with
 interest thereon at the rate of
 six per cent per annum payable
 annually from and after
 January 1, 1973 that the first of
 said installments be payable on
 July 1, 1973, and the remaining
 nine of said installments be
 payable on July 1 of the years
 1974 to 1982, inclusive, together
 with accrued interest thereon.
RESOLVED FURTHER
 that the City Assessor is instructed
 to prepare a special
 assessment roll for each in-
 stallment as the same shall
 become due as aforesaid with
 accrued interest on all unpaid
 installments included and
 assessed thereon, the right
 being reserved on behalf of any
 interested person to pay the
 whole assessment in full at any
 time after confirmation with
 accrued interest thereon.
 Mr. Tobias, seconded by Mr.
 Gast, moved approval of the
 foregoing resolution. Roll call
 resulted as follows: Yeas:
 Commissioners Gast, Hanley,
 Selent, Smith and Tobias.
 Nays: None. Absent: None.
 Motion declared carried and
 resolution adopted.
RESOLUTION POSTPO-
NING PUBLIC HEARING ON
INSTALLATION OF CON-
CRETE CURB AND GUTTER
ON THAT PART OF LAKE
SHORE DRIVE DESCRIBED
AS: FROM THE NORTH LINE
OF KULL'S ADDITION TO A
POINT 409 FEET SOUTH OF
THE SOUTH LINE OF VAIL
COURT.
 WHEREAS the City Com-
 mission is now in session, and
 many residents of the area
 have appeared and have ob-
 jections to the improvements
 and to the cost thereof, and
 WHEREAS it appears that
 additional study is required by
 this commission.
THEREFORE RESOLVED
 that the hearing on objections
 to the improvement and to the
 District to be assessed be and
 hereby is postponed for one
 week to Monday, July 10, 1972,
 at 7:30 o'clock P.M.
 Mr. Selent, seconded by Mr.
 Smith moved approval of the
 foregoing resolution. Roll call
 resulted as follows: Yeas:
 Commissioners Gast, Hanley,
 Selent, Smith and Tobias.
 Nays: None. Absent: None.
 Motion declared carried and
 resolution adopted.
RESOLUTION ORDERING
REMOVAL OF COLBY
FRUIT STAND
 WHEREAS on July 9, 1971,
 the City Manager of the City of
 St. Joseph determined that the
 Produce Stand on the West side
 of Lake Shore Drive, North of
 Hilltop Road, assessed to
 Frank Colby, 3129 Lake Shore
 Drive, St. Joseph, Michigan,
 was dangerous to life, limb or
 property, has deteriorated to
 the point where it has become a
 public nuisance, is beyond
 repair and should be torn down
 and completely removed
 pursuant to Section 44.06 of the
 Code of Ordinances of the City
 of St. Joseph, and
 WHEREAS by resolution
 adopted July 12, 1971, the City
 Commission acknowledged
 receipt of the determination of
 the City Manager, accepted the
 findings therein contained and
 set Monday, August 16, 1971, at
 7:30 o'clock P.M. in the
 Commission Chambers in the
 City Hall as the date, time and
 place on which the owner might
 appear before the City Com-
 mission and be heard
 respecting the condition of said
 building, and
 WHEREAS by resolution
 adopted on August 16, 1971, the
 City Commission postponed
 further consideration of the
 matter until Monday, August
 30, 1971, at 7:30 o'clock P.M.,
 and
 WHEREAS the resolution
 adopted August 30, 1971, the
 City Commission postponed
 further consideration of the
 matter until December 1, 1971,
 to permit the owner time to
 submit plans for rehabilitation
 of the premises, and
 WHEREAS on December 6,
 1971, the City Commission
 postponed further con-
 sideration of the demolition or
 rehabilitation of the Produce
 Stand on the West side of Lake
 Shore Drive, North of Hilltop
 Road, assessed to Frank Colby,
 3129 Lake Shore Drive, St.
 Joseph, Michigan until May 1,
 1972, and
 WHEREAS by resolution
 adopted March 27, 1972, the
 City Commission postponed
 further consideration of the
 demolition or rehabilitation of
 the Colby Fruit Stand until its
 regular meeting to be held July
 3, 1972, during which time the
 owner was to secure complete
 plans, obtain necessary

building permits, and com-
 mence construction of the new
 building, and
 WHEREAS the City Com-
 mission is now in session and it
 appears that the owner has not
 furnished any plans, obtained
 any building permits or
 commenced construction of a
 new building.
THEREFORE RESOLVED
 that the determination of the
 City Manager that the Produce
 Stand on the West side of Lake
 Shore Drive, North of Hilltop
 Road, owned by Frank Colby,
 has become a public nuisance,
 is beyond repair and should be
 torn down is hereby affirmed;
 and it is ordered that said
 building shall be torn down and
 completely removed.
RESOLVED FURTHER
 that the said Frank Colby, owner
 of said building, shall be notified
 of the adoption of this
 resolution, and shall have
 fifteen (15) days from the date
 of the entry of this resolution
 to signify his intention in writing
 to comply herewith and to
 begin tearing the property
 down. Failure of the owner to
 signify his intention in writing
 to comply with the terms of this
 resolution and to begin such
 work within the time specified
 herein or failure to carry such
 work forward with reasonable
 diligence after beginning the
 same shall be deemed a refusal
 to comply with the terms of this
 resolution.
RESOLVED FURTHER
 that if the owner of said building
 shall fail to comply with the
 terms of this resolution, the
 City Manager is hereby au-
 thorized to proceed forthwith
 to tear down and remove
 said building on behalf of
 the City of St. Joseph.
RESOLVED FURTHER
 that any expense which may be
 incurred by the City in tearing
 down and removing said
 building may be recovered by
 the City in an action of
 assumpsit against the owner.
 In addition the City Com-
 mission may charge the same
 or such part thereof as it shall
 deem proper upon the lot or
 premises upon or account of
 which such expense was in-
 curred, and cause the same to
 be assessed upon such lot or
 premises and collected as a
 special assessment.
RESOLVED FURTHER
 that said property is more par-
 ticularly described as:
 That part of the S 410.2 feet
 of N 1/2 of Trac. Sec. 34, T4S,
 R19W, lying West of the U.S. 12
 Hwy.
RESOLVED FURTHER
 that the City Clerk shall forthwith
 cause a copy of this resolution
 and order to be served upon the
 owner of said property located
 on the West side of Lake Shore
 Drive, North of Hilltop Road by
 certified mail with return
 receipt requested.
RESOLVED FURTHER
 that in the event said building is
 removed by the City of St.
 Joseph a copy of this resolution
 shall be recorded in the office
 of the Register of Deeds for
 Berrien County, Michigan.
 Mr. Hanley, seconded by Mr.
 Selent, moved approval of the
 foregoing resolution. Roll call
 resulted as follows: Yeas:
 Commissioners Gast, Hanley,
 Selent, Smith and Tobias.
 Nays: None. Absent: None.
 Motion declared carried and
 resolution adopted.
RESOLUTION DENYING
REQUEST FOR OPTION
 The City Manager reviewed
 the request by the St. Joseph
 Improvement Association for
 six month option to purchase
 the East half of Lot 7, Sun-
 nydale Heights, in the City of
 St. Joseph, for the sum of
 \$5,000.00, presented to the
 Commission June 26, 1972, and
 by resolution adopted on that
 date postponed until Monday,
 July 3, 1972.
 After discussion Commis-
 sioner Gast, seconded by
 Commissioner Selent moved
 that the request be denied.
 Roll call resulted as follows:
 Yeas: Commissioners Gast,
 Selent, Smith and Tobias.
 Nays: Commissioner Hanley.
 Absent: None. Motion declared
 carried and resolution adopted.
FIRST RESOLUTION TO
INSTALL CONCRETE CURB
AND GUTTER AND
RESURFACE PROSPECT
STREET BETWEEN
VIRGINIA COURT AND
RIDGEWAY
 WHEREAS the City Com-
 mission determined that it is
 advisable and for the best in-
 terests of the public to install
 concrete curb and gutter and
 resurface that part of Prospect
 Street between Virginia Court
 and Ridgeway, in the City of St.
 Joseph, Berrien County,
 Michigan.
THEREFORE RESOLVED
 that it is a necessary public
 improvement to install con-
 crete curb and gutter and
 resurface on that part of
 Prospect Street between
 Virginia Court and Ridgeway.
RESOLVED FURTHER
 that the expense of such im-
 provement be paid by special
 assessment to be levied upon
 the property fronting and

abutting upon such im-
 provement and to be levied
 according to frontage thereon,
 expecting those portions
 represented by street in-
 tersections and public
 property, if any, which shall be
 paid by the City at Large.
RESOLVED FURTHER
 that the several lots and parcels of
 land fronting and abutting on
 the concrete curb and gutter
 and resurfacing to be installed
 are hereby designated as the
 special assessment district.
RESOLVED FURTHER
 that the City Manager be directed to
 prepare the plans and
 specifications for such im-
 provement together with a
 statement of the estimated cost
 thereof and to file the same
 with the City Clerk for public
 inspection.
RESOLVED FURTHER
 that upon the filing thereof the City
 Clerk give notice of the fact
 that the same are on file in his
 office and give notice of the
 time and place when the
 Commission will be in session
 to consider said improvement
 and hear objections thereto;
 notice shall be given to each
 owner of or party in interest in
 the property to be assessed,
 whose name appears upon the
 last local tax assessment
 records, by first class mail
 addressed to such owner or
 party at the address shown on
 the tax records and shall also
 be published in the St. Joseph
 Herald-Press once at least ten
 days prior to said hearing.
 Mr. Selent, seconded by Mr.
 Hanley, moved approval of the
 foregoing resolution.
 Roll call resulted as follows:
 Yeas: Commissioners Gast,
 Hanley, Selent, Smith and
 Tobias. Nays: None. Absent:
 None. Motion declared carried
 and resolution adopted.

RESOLUTION FIXING
DATE FOR HEARING
 WHEREAS on June 29, 1972,
 the City Manager made a
 determination that the houses
 and premises known as 719 and
 723 Broad Street, St. Joseph,
 Michigan, are dangerous to
 life, limb or property and have
 deteriorated to the point where
 they have become a public
 nuisance and that said struc-
 tures are beyond repair and
 should be torn down and
 completely removed pursuant
 to Section 2.506 of the Code of
 Ordinances of the City of St.
 Joseph.
THEREFORE RESOLVED
 that the City Commission
 hereby acknowledges receipt of
 such determination and ac-
 cepts the findings thereon
 contained.
RESOLVED FURTHER
 that the City Commission
 hereby sets Monday, August 7,
 1972, at 7:30 o'clock P.M. in the
 Commission Chamber in the
 City Hall as the date, time and
 place on which the owner may
 appear before the City Com-
 mission of the City of St. Joseph
 and be heard respecting the
 condition of the buildings or
 structures.
RESOLVED FURTHER
 that the City Clerk shall notify the
 owner of such buildings or
 structures of his determination
 and of the date on which the
 owner may appear before the
 City Commission of the City of
 St. Joseph and be heard as